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*Electronically Filed on  
 December 18, 2006*

8 **Attorneys for Objecting JV Creditors:**  
 9 Charles B. Anderson Trust; Rita P. Anderson  
 Trust; Baltes Company; Kehl Family Members;  
 Judith L Fountain Irrevocable Trust Dated  
 10 8/26/97; and Mojave Canyon, Inc.

11 **UNITED STATES BANKRUPTCY COURT**

12 **DISTRICT OF NEVADA**

13 In re:

14 USA COMMERCIAL MORTGAGE COMPANY,  
 15 Debtor.

Case No. BK-S-06-10725-LBR  
 Case No. BK-S-06-10726-LBR  
 Case No. BK-S-06-10727-LBR  
 Case No. BK-S-06-10728-LBR  
 Case No. BK-S-06-10729-LBR

16 USA CAPITAL REALTY ADVISORS, LLC, Debtor.

Chapter 11

17 USA CAPITAL DIVERSIFIED TRUST DEED FUND,  
 18 LLC, Debtor.

**JOINDER IN PARTIAL  
 OPPOSITION TO DEBTORS'  
 THIRD AMENDED JOINT  
 CHAPTER 11 PLAN OF  
 REORGANIZATION  
 FILED BY JOANNE M.  
 GRUNDMAN  
 (AFFECTS ALL DEBTORS)**

19 USA CAPITAL FIRST TRUST DEED FUND, LLC,  
 20 Debtor.

Hearing Date: December 19, 2006  
 Hearing Time: 10:00 a.m.

21 USA SECURITIES, LLC,  
 22 Debtor.

Affects:

- All Debtors
- USA Commercial Mortgage Company
- USA Capital Realty Advisors, LLC
- USA Capital Diversified Trust Deed Fund, LLC
- USA Capital First Trust Deed Fund, LLC
- USA Securities, LLC

23 The Objecting JV Creditors, Robert J. Kehl, Ruth Ann Kehl, Daniel J. Kehl, Kehl  
 24 Development, Kevin Kehl, Kevin Kehl for Susan L. Kehl, Kevin Kehl for Andrew Kehl, Warren  
 Hoffman Family Investments, LP, Judy A. Bonnet, Robert A. Kehl and Tina M. Kehl, Krystina L.  
 25 Kehl, Christina M. Kehl, Kevin McKee, Cynthia Winter, Charles B. Anderson Trust, Rita P.

1 Anderson Trust, Baltes Company, Judith L Fountain Irrevocable Trust Dated 8/26/97, and Mojave  
2 Canyon Inc., by and through their counsel, Janet L. Chubb, Esq., and Louis M. Bubala III, Esq., of  
3 Jones Vargas, hereby incorporate, as if set forth herein, and join in the Partial Opposition to  
4 Debtors' Third Amended Joint Chapter 11 Plan of Reorganization filed by Joanne M. Grundman  
5 on December 4, 2006.

6 DATED this 18<sup>th</sup> day of December, 2006.

7 JONES VARGAS

8 By: //s// Janet L. Chubb  
9 JANET L. CHUBB, ESQ.  
10 LOUIS M. BUBALA, ESQ.

11 Attorneys for Objecting JV Creditors

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## **CERTIFICATE OF SERVICE**

1. We filed and served the following document(s) on December 18, 2006:

**PARTIAL OPPOSITION TO DEBTORS' THIRD AMENDED  
JOINT CHAPTER 11 PLAN OF REORGANIZATION  
FILED BY JOANNE M. GRUNDMAN ON DECEMBER 4, 2006.**

2. Upon filing, I served the above-named document(s) by the following means to the persons as listed below:

- a. **ECF System** (attach the "Notice of Electronic Filing" or list all persons and addresses):

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22                           **9 b. United States mail, postage fully prepaid** (list persons and addresses):

23                           **9 c. Personal Service** (list persons and addresses):  
 24                           I personally delivered the document(s) to the persons at these addresses:

25                           **9** For a party represented by an attorney, delivery was made by  
 26                           handing the document(s) to the attorney or by leaving the document(s) at  
 27                           the attorney's office with a clerk or other person in charge, or if no one is in  
 28                           charge by leaving the document(s) in a conspicuous place in the office.

29                           **9** For a party, delivery was made by handing the document(s) to the  
 30                           party or by leaving the document(s) at the person's dwelling house or usual  
 31                           place of abode with someone of suitable age and discretion residing there.

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19           ■ e. **By fax transmission (list persons and fax numbers):**

20           Based upon the written agreement of the parties to accept service by fax  
21 transmission or a court order, I faxed the document(s) to the persons at the  
22 fax numbers listed below. No error was reported by the fax machine that I  
23 used. A copy of the record of the fax transmission is attached.

24           ■ f. **By messenger:**

25           I served the document(s) by placing them in an envelope or package  
26 addressed to the persons at the addresses listed below and providing them to  
27 a messenger for service. (A declaration by the messenger must be attached  
28 to this Certificate of Service).

29 **I declare under penalty of perjury that the foregoing is true and correct.**

30           DATED this 18<sup>th</sup> day of December, 2006.

31           \_\_\_\_\_  
32           Tawney Waldo  
33           Name

34           \_\_\_\_\_  
35           //s// Tawney Waldo  
36           Signature

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